



Section \$

PATENT

Docket No. 3701-4000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Jes Broeng  
Stig Eigil Barkou  
Anders Overgaard Bjarklev  
Examiner: TBA  
Group Art Unit: 2874

Serial No. : 09/282,303

Filed : March 31, 1999

For : A Photonic Band Gap Fiber

CERTIFICATE OF MAILING

Box Missing Parts  
Commissioner for Patents and Trademarks  
Washington, D.C. 20231

Sir:

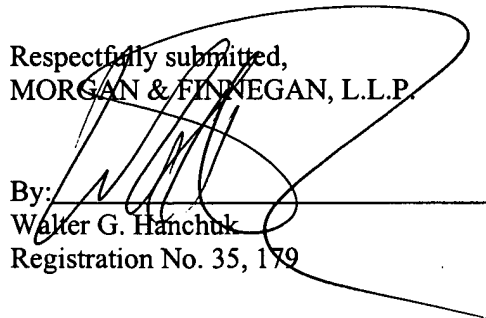
I hereby certify that the attached:

1. a copy of the Notification of Missing Requirements
2. a Response to Notice to File Missing Parts of Application
3. an executed Declaration and Power of Attorney (6 pages)
4. an executed Statement (Declaration) Claiming Small Entity Status (2 pages)
5. a check in the amount of \$65.00
6. Return Postcard

along with any paper(s) referred to as being attached or enclosed and this Certificate of Mailing are being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.

Date: June 2, 1999

By:   
Walter G. Hanchuk  
Registration No. 35, 179

Mailing Address:  
MORGAN & FINNEGAN, L.L.P.  
345 Park Avenue  
New York, NY 10154



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Stig Eigil Barkou  
Anders Overgaard Bjarklev Group Art Unit: 2874

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For : A Photonic Band Gap Fiber

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

Assistant Commissioner for Patents  
Box Missing Parts  
Washington, D.C. 20231

Sir:

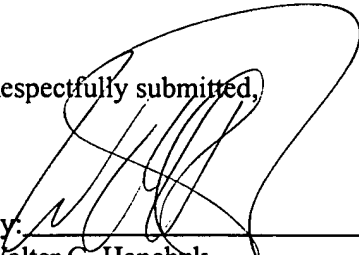
In response to the Notification of Missing Requirements Under 35 U.S.C. 371, enclosed are: 1) a copy of the Notification of Missing Requirements Under 35 U.S.C. 371 dated May 6, 1999; 2) an executed Declaration and Power of Attorney; 3) a check in the amount of \$65.00 for the surcharge.

Applicants are concurrently filing a Statement (Declaration) Claiming Small Entity Status.

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby

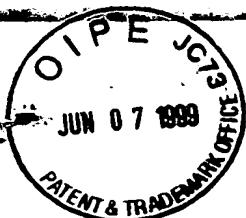
authorized to charge any fee for such an extension of time or credit any over payment for an extension of time to Deposit Account No. 13-4500, Order No. 3701-4000. A DUPLICATE COPY OF THIS PAPER IS ENCLOSED.

Respectfully submitted,

By:   
Walter G. Hanchuk  
Registration No. 35,179

Date: June 2, 1999

Morgan & Finnegan L.L.P.  
345 Park Avenue  
New York, NY 10154  
(212) 758-4800



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/282,303	03/31/99	BROENG	3701-4000

MORGAN & FINNEGAN LLP  
345 PARK AVENUE  
NEW YORK NY 10154

0262/0506

NOT ASSIGNED

2874

DATE MAILED:

05/06/99

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**Filing Date Granted**

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a  
☐ small entity (statement filed) ☒ non-small entity is \$ 130.00

- ☐ 1. The statutory basic filing fee is:

- ☐ missing.  
☐ insufficient.

Applicant must submit \$ \_\_\_\_\_ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

- ☐ 2. The following additional claims fees are due:

\$ \_\_\_\_\_ for \_\_\_\_\_ total claims over 20.

\$ \_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.

\$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☒ 3. The oath or declaration:

- ☒ is missing or unsigned.  
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

- ☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.27(b) unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

- ☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

*Heidi Thomas T.C.*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

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